

OLC 78-1691/1

25 April 1978

MFR


MEMORANDUM FOR THE RECORD

SUBJECT: 25 April 1978 Conversation with Ginny Schlundt
Regarding H. R. 11383

1. On 25 April 1978 I spoke with Ginny Schlundt, Counsel to the House International Relations Subcommittee on International Operations, with regard to H. R. 11383, a bill to establish a Commission on Proposals for a United States Academy for Peace and Conflict Resolution. I pointed out to Ms. Schlundt that the Agency has problems with section 7(c) of the bill which would make it mandatory for the head of any Federal agency, CIA included, to furnish whatever information the "Commission" found necessary to "enable it to carry out this Act" (H. R. 11383, 95th Cong., 2d Sess., section 7(c) (1978)). I told Ms. Schlundt that the mandatory language, "shall furnish," in section 7(c) causes a conflict with that section of the National Security Act of 1947, as amended (section 102(d)(3); 50 U.S.C.A. section 403(d)(3)) which makes the DCI personally responsible for protecting sources and methods from unauthorized disclosure. Ms. Schlundt agreed that there appeared to be a conflict. I suggested that the second sentence of section 7(c) be deleted altogether or at a minimum be made discretionary. She assured me there would be no problem doing that and said she would call me back to discuss any changes she comes up with.

2. Ms. Schlundt also informed me that the Peace Academy Commission bill, the bill dealing with establishing an institute for Human Rights and the bill dealing with establishing a national policy for the application of science and technology to U.S. foreign policy (now in amendment form) would not be coming up for mark-up until the 1 May session.

3. Later in the day, Ms. Schlundt called to ask that we send a letter to the Chairman of the Subcommittee, Representative Dante Fascell, stating our reservations with regard to the particular subsection. I told her we would get the letter up as soon as possible.


Assistant Legislative Counsel

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